

Anticipated public comment categories for review of Florida's 404 assumption request

1. Program submission elements
 - a. Governor's letter
 - b. Program description
 - c. General Counsel's (maybe also referred to as Attorney General's) statement
 - d. EPA-FDEP MOA
 - e. Corps-FDEP MOA
 - f. State statutes & regulations
2. General permits and conditions
3. Permit duration/Projects longer than 5 years/Conceptual planning documents
4. Compliance evaluation
5. Enforcement
6. EPA oversight of permitting
 - a. General
 - b. Draft general permits
 - c. Discharges with reasonable potential for affecting endangered or threatened species
 - d. Discharges with reasonable potential for adverse impacts on waters of another state or tribe
7. Tribal consultation
8. NHPA consultation
9. ESA consultation
10. Jurisdiction
 - a. Corps vs state jurisdiction
 - b. Effect of new NWPR
11. Delineation methodology
12. Public participation
13. Exemptions
14. Mitigation issues

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